

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

11 ERNEST E. CLARK, IV,

No. 2:20-cv-1159-EFB P

12 Plaintiff,

ORDER

13 v.  
14 PATRICK EATON, et al.,

15 Defendants.

17 Plaintiff is a state prisoner proceeding without counsel in an action brought under 42  
18 U.S.C. § 1983. He alleges that on September 7, 2018 and again on December 13, 2018, he fell in  
19 the shower at the Sierra Conservation Center (“SCC”) in Tuolumne County. ECF No. 1. He  
20 claims that he is disabled – having lost a leg in a car accident – and that the showers at the SCC  
21 did not accommodate his needs. He is now housed at California State Prison, Solano and vaguely  
22 alleges the existence of “on-going constitutional violations.” *Id.* at 15.

23 Although Solano County lies within the Sacramento Division of this court, the crux of  
24 plaintiff’s claims – the two falls at SCC - arose in Tuolumne County. Tuolumne County is in the  
25 Fresno Division of the United States District Court for the Eastern District of California, and this  
26 action should have been commenced there. E.D. Cal. Local Rule 120(d). Where a civil action  
27 has not been commenced in the proper division of a court, the court may, on its own motion,  
28 transfer the action to the proper division. E.D. Cal. Local Rule 120(f).

1 Accordingly, it is hereby ordered that:

2 1. This action is transferred to the Fresno Division.  
3 2. The Clerk of Court shall assign a new case number.  
4 3. All future filings shall bear the new case number and shall be filed at:

5 United States District Court  
6 Eastern District of California  
7 2500 Tulare Street  
Fresno, CA 93721

8 DATED: June 24, 2020.



9  
10 EDMUND F. BRENNAN  
11 UNITED STATES MAGISTRATE JUDGE  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28